

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**THE HILLMAN GROUP, INC.****v.****KEYME, LLC**

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§ **Case No. 2:19-cv-00209-JRG**§ **(Lead Case)**

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§ **Case No. 2:20-cv-00070-JRG**§ **(Member Case)**


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**MINUTES FOR JURY SELECTION/JURY TRIAL DAY NO. 2  
HELD BEFORE U. S. DISTRICT JUDGE RODNEY GILSTRAP  
April 6, 2021**

**OPEN: 08:28 AM****ADJOURN: 05:52 PM**

ATTORNEYS FOR PLAINTIFF:	See attached.
ATTORNEYS FOR DEFENDANT:	See attached.
LAW CLERKS:	Lee Matalon Will Nilsson Tom Derbish
COURT REPORTER:	Shelly Holmes, CSR-TCRR
COURTROOM DEPUTY:	Andrea Brunson

<b><u>TIME</u></b>	<b><u>MINUTES</u></b>
08:28 AM	Court opened.
08:28 AM	Exhibits used prior day read into the record.
08:29 AM	Jury entered the courtroom.
08:30 AM	Direct examination of Mr. Michael Schmidt by Mr. Ivey, continued.
08:36 AM	Cross examination of Mr. Michael Schmidt by Mr. Pak.
09:06 AM	Redirect examination of Mr. Michael Schmidt by Mr. Ivey.
09:09 AM	Witness dismissed.
09:09 AM	Mr. O'Quinn and Mr. Craft introduced and proceeded with the reading of the deposition of Mr. James Abbott.
09:12 AM	Mr. O'Quinn introduced the video deposition of Mr. Kristopher Borer.
09:28 AM	Video deposition of Mr. Kristopher Borer completed.
09:29 AM	Mr. O'Quinn introduced the video deposition of Mr. Brad Weinshenker.
09:34 AM	Video deposition of Mr. Brad Weinshenker completed.
09:35 AM	Jurors excused for morning break.

<u>TIME</u>	<u>MINUTES</u>
09:36 AM	Court recessed for morning break.
09:54 AM	Court reconvened.
09:54 AM	Jury returned to courtroom.
09:55 AM	Witness sworn. Direct examination of Dr. Richard Klopp by Mr. O'Quinn.
11:22 AM	Jury returned to jury room.
11:23 AM	The Court took up matters re: a raised objection. Mr. Pak argued for the Defendant. Mr. O'Quinn responded on behalf of the Plaintiff. Court overruled objection.
11:32 AM	Jury returned to courtroom.
11:33 AM	Direct examination of Dr. Richard Klopp by Mr. O'Quinn, continued.
11:39 AM	Cross examination of Dr. Richard Klopp by Mr. Pak.
11:54 AM	Jurors excused to jury room for lunch break.
11:55 AM	Court recessed for lunch break.
01:01 PM	Court reconvened.
01:01 PM	Jury returned to courtroom.
01:02 PM	Cross examination of Dr. Richard Klopp by Mr. Pak, continued.
01:46 PM	Redirect examination of Dr. Richard Klopp by Mr. O'Quinn.
01:54 PM	Recross examination of Dr. Richard Klopp by Mr. Pak.
01:56 PM	Witness dismissed.
01:57 PM	Witness sworn. Direct examination of Dr. Joshua Phinney by Mr. Ivey.
02:38 PM	Off the record.
02:39 PM	Back on the record.
02:39 PM	Direct examination of Dr. Joshua Phinney by Mr. Ivey, continued.
02:55 PM	Jurors excused for afternoon recess.
02:57 PM	Court recessed for afternoon break.
03:24 PM	Court reconvened.
03:25 PM	Jury returned to courtroom.
03:25 PM	Direct examination of Dr. Joshua Phinney by Mr. Ivey, continued.
04:14 PM	Cross examination of Dr. Joshua Phinney by Mr. Pak.
04:45 PM	Jury retired to jury room.
04:45 PM	Court took up a matter with counsel.
04:46 PM	Jury returned to courtroom.
04:47 PM	Cross examination of Dr. Joshua Phinney by Mr. Pak, continued.
05:01 PM	Redirect examination of Dr. Joshua Phinney by Mr. Ivey.
05:06 PM	Recross examination of Dr. Joshua Phinney by Mr. Pak.
05:10 PM	Additional redirect examination of Dr. Joshua Phinney by Mr. Ivey.
05:12 PM	Additional recross examination of Dr. Joshua Phinney by Mr. Pak.
05:13 PM	Additional redirect examination of Dr. Joshua Phinney by Mr. Ivey.
05:13 PM	Witness dismissed.
05:14 PM	Witness sworn. Direct examination of Mr. Randall Fagundo by Mr. Williamson.
05:48 PM	Jurors recessed to jury room and dismissed for the day.
05:50 PM	Court took up certain matters with counsel.
05:52 PM	Court adjourned for the day.